

## NOT CANDIDATE FOR THIRD TERM

Hon. George Albert Smith Not Making Fight for Reappointment.

## OTHER ACTIVITIES IN VIEW.

Expresses the Sincere Hope that Mr. Hobbs Will Succeed Himself as Public Land Registrar.

A Washington dispatch to the Deseret News yesterday afternoon, made detailed reference to the possible endorsement and appointment of different candidates to the remaining federal offices soon to be filled in this state by new men. Hon. George Albert Smith was named as being a candidate for reappointment to the office of receiver. Mr. Smith was interviewed by the "News" last night, just as he was boarding the train for the north, and said:

"You may say for me that the dispatch is a mistake, so far as I am concerned. I am making no fight for reappointment, nor am I a candidate in any sense of the word. I have been permitted to serve two full terms in the office and am not ungrateful therefor. While I may have the personal friendship of the entire Utah delegation and while there may be a willingness on their part to endorse me for another term, I cannot under any circumstances accept it. I have made arrangements to go into other lines of activity, where my time will be required."

"With regard to the candidacy of Mr. Hobbs for a reappointment and the mention of other persons for the office of land registrar, I want to say that I hope Mr. Hobbs will again be chosen. There is no man in all the west, so far as my knowledge goes, who can so completely and satisfactorily fill this position. His record is spotless and unimpeachable, and to the public has ever been affable, courteous and obliging. I most certainly hope for his reappointment."

**TO CURE A COLD IN ONE DAY.**  
Take LAXATIVE BROMO Quinine Tablets. Druggists refund money if it fails to cure. E. W. GROVE'S signature is on each box. 25c.

## AT PRESBYTERIAN CHURCH.

Meeting Tomorrow in Aid of Young Women's Christian Association.

Quite a program has been prepared for tomorrow's public meeting at 3:30 p. m. in the First Presbyterian church, in furtherance of the organization in this city of a Young Women's Christian Association. The program will include the Doxology, invocation by Rev. Dr. W. M. Paden, hymn, "Onward Christian Soldiers," prayer for a world wide revival by Rev. J. H. Murray, scripture reading by Rev. W. M. Taylor, prayer for a revival in this city by Rev. R. S. Walker, song by Mrs. V. B. Cutler, with chorus, "Season of Silent Prayer," vocal solo by Mrs. Fred B. Jones, prayer by Rev. D. M. Helmick, address by Rev. P. A. Simpkins; vocal solo by Mrs. F. B. Jones, Miss Daisy A. Wolfgang and Mrs. O. Harris, with chorus, address by Rev. Dr. Coburn; contralto solo by Miss Daisy A. Wolfgang; closing prayer by Rev. McElain Davis.

## PROF. DE MOTTE'S LECTURE.

Will be Given Monday Night Under Auspices of M. L. A. Bureau.

The next lecture under the auspices of the Mutual Improvement bureau, will be held Monday evening in Barratt hall. The lecturer is John B. De Motte, who is well known on the platform, and who is said to give a very creditable offering.

Prof. De Motte speaks upon "The Harp of the Senns or the Secret of Character Building." The lecture is said to be especially strong in its appeal to the young. In style Prof. De Motte is philosophical and has studied deeply into the laws of heredity, while in addition he is a speaker of exceptional talent, with power to hold an audience in the most intense interest.

Following Prof. De Motte's lecture Edmund Vance Cook, the well known poet who appeared here last year, will give another of his humorous recitals on Friday evening next.

## WANTS AN ACCOUNTING.

C. H. Duncombe Brings Suit Against Union Savings Company.

A complete accounting of the money received as dues and assessments upon its stock is demanded of the Union Savings & Investment company in a complaint filed in the district court today by C. H. Duncombe, who represents nine of the stockholders of the company. There are nine causes of action alleged in the complaint, and in each one it is set out that the holders of the stock have paid various sums on the same and that they have served notice of withdrawal under a provision of the bylaws of the defendant company and have demanded of defendant the return of the money paid in together with the profits realized on the same. Plaintiff alleges that defendant has refused to surrender to him and his assignors the money due them and is still collecting dues and applying said money to other purposes and unlawfully diverting the portion of the money which should be set aside for the payment of claims of withdrawing stockholders. The total amount paid in by the plaintiffs is \$23,549. Judgment is asked that defendant be compelled to render an accounting to plaintiff and that the court award judgment for the amount found to be due plaintiff.

## WILL MOVE ON MONDAY.

On Monday the offices of the board of public works and land and water commissioners will be moved into room three on the ground floor of the city and county building. At present the board of public works has its office in room four and the land and water commissioner is in room two, with the health department.

## ALL RECORDS BROKEN.

Period of Cloudy Weather Unprecedented in Local History.

This is the eighth consecutive day of cloudy weather, and the predictions of the weather office continue the same

## WAS OLD ENOUGH TO BE HIS MOTHER.

A Strange Case of Infatuation Comes to Attention of the County Clerk.

## GUARDIAN REFUSES TO ACT.

Advises Boy to Write to His Father and Postpone the Wedding to Some Future Date.

## BOYS BEAT GIRLS.

Week's Births Shows 18 of Former and 10 of Latter.

The report of the city board of health for the week ending Feb. 3 shows 23 births, 18 males and 5 females. There were 11 deaths reported, 6 males and 5 females. Fifteen cases of contagious diseases were reported, consisting of 11 cases of smallpox; 3 of scarlet fever, and 2 of chickenpox.

## VOLUNTARY MANSLAUGHTER.

Jury's Verdict in the Case of Frank Mazza, Charged With Murder.

At 2:20 this afternoon the jury in the case of Frank Mazza, charged with the murder of Joseph Vatrella, came into court with a verdict of voluntary manslaughter, after being out nearly 24 hours. As soon as the verdict was returned the court set Thursday morning at 10 o'clock as the time for passing sentence.

## CARE OF THE POOR.

Pauper Clerk Sabine Makes Report for Month of January.

According to the report of Pauper Clerk James Sabine of the board of county commissioners the total sum of \$2,043.50 was expended during the month of January in aiding the indigent poor of the county. A total of 330 families, consisting of 1,028 persons received aid from the county during the month. Of these 21 families, consisting of 101 persons, reside in the county of Salt Lake, while the remainder reside in the city.

## THESE WANT DEGREES.

University Students Hard at Work on Their Graduating Theses.

Seniors at the University of Utah are busy these days picking out themes upon which to write their graduating theses, and figuring up their hours to see that they are entitled to be candidates for degrees. So far 41 names have been filed, and contrary to the usual condition, the engineering departments do not exceed the arts department in any appreciable number. Nineteen men and women want the degree of B. S. in civil engineering, of B. S. in the various branches of engineering.

## DAVID R. ALLEN'S FUNERAL.

Young Man Laid to Rest With Touching and Impressive Ceremony.

Touchingly sympathetic and impressive were the services held at 11 o'clock today over the remains of David R. Allen, Jr., the young man who met such a shocking fate on Thursday last. The obsequies were conducted from the family residence, 1210 south Tenth East street, Bishop J. M. Whitaker of Sugar House ward presiding. The house was crowded far beyond its capacity, and there was an abundance of beautiful floral emblems, bearing mute testimony to the respect felt for the deceased and those bereaved. In inspiring musical numbers were rendered by quartets consisting of Fred Sanford, Bird Murphy, Mrs. Katie Akkie and Miss Nettie Thompson, assisted by R. L. McGhie, while solos were sung by Beatrice Clemon Thomas and Miss K. Gabel. The actions were, "O My Father," "I Need Thee Every Hour," "O Dry Those Tears," and "The Better Land." The opening prayer was offered by Rev. Joseph F. Merrill, and the speakers in their order were Dr. Joseph T. Kingsbury, Elder W. N. Williams, Prof. Byron Cummings, Prof. William M. Stewart and Bishop John M. Whitaker. All referred in feeling terms to the young man's demise, to his many noble traits of character, to the hope beyond the grave and to the loving existing in the Allen household between parents and children. Their remarks were full of comfort and consolation to the bereaved and a sweet spirit characterized the services throughout. The benediction was pronounced by Elder Merrill, grandfather of the deceased. Interment was in the city cemetery, the grave being dedicated by Elder Samuel Bateman. The pallbearers were Ernest R. Kimball, Edward Skidmore, Charles Hall, Thomas Merrill, Wilford Hardy and Chester Madison.

## Catarrh Invites Consumption

It weakens the delicate lung tissues, deranges the digestive organs, and breaks down the general health.

It often causes headache and dizziness, impairs the taste, smell and hearing, and affects the voice.

Being a constitutional disease it requires a constitutional remedy.

**Hood's Sarsaparilla** Radically and permanently cures catarrh of the nose, throat, stomach, bowels, and more delicate organs.

Read the testimonials.

No substitute for Hood's acts like Hood's. Be sure to get Hood's. "I was troubled with catarrh 20 years. Seeing statements of cures by Hood's Sarsaparilla caused me to try it. Four bottles entirely cured me." WILLIAM SHERMAN, 1090 6th St., Milwaukee, Wis.

Hood's Sarsaparilla promises to cure and keeps the promise.

## WAS OLD ENOUGH TO BE HIS MOTHER.

A Strange Case of Infatuation Comes to Attention of the County Clerk.

## GUARDIAN REFUSES TO ACT.

Advises Boy to Write to His Father and Postpone the Wedding to Some Future Date.

The young man was 19 years of age and his prospective bride admitted that she had seen 23 summers, but did not mention anything about the winters. They were apparently very anxious to wed, but when they applied at the office of County Clerk Eldridge yesterday afternoon for a marriage license the clerk was informed that he could not secure a license until he produced the written consent of his parents or legal guardian. The boy informed the clerk that his mother was dead and his father resided in Arkansas. He was then advised to see an attorney and have the legal steps taken for the appointment of a guardian.

The young man asked where he could find a lawyer and was sent to Attorney Harry S. Harper, who was at that time in the clerk's private office. The boy told his story and requested that necessary papers be drawn up at once. He was asked if he had any friend or relative whom he desired to have appointed as his guardian. He replied that he had not, whereupon Mr. Harper suggested that W. J. Sloan, a Telegram reporter, who was present, be appointed. That was suitable to the groom-elect, and the papers were made out accordingly.

## GUARDIAN APPOINTED.

The three went directly to Judge Armstrong's court room, where the necessary proof was made and the court entered an order appointing Mr. Sloan as guardian. Mr. Sloan after subscribing to the required oath, stated to the groom-elect in a familiar way that he did not know that he would give his consent to the marriage until he had seen the lady, as up to this time neither the attorney nor the guardian had seen her. The young man rushed down to the main floor of the building, where she was patiently waiting for him, and brought her up for the inspection of the guardian. He said that he did not want to assume the responsibility of the affair and refused to give his consent. The attorney was called into the room, and the guardian endorsed the action of the guardian.

## ADVICE TO GROOM.

He called the prospective groom into the room, and the private clerk had a heart to heart talk with him, and suggested that the boy write to his father in relation to the matter, and postpone the wedding until he had heard from his parent. He said that he did not want to assume the responsibility of the affair and refused to give his consent. The attorney was called into the room, and the guardian endorsed the action of the guardian.

## THE BRIDE A WIDOW.

The prospective bride was also invited to a question concerning the matter. She said that she was a widow and her husband had been dead for three years. She also stated that she had two children, the oldest of which was four years old. She was told the stand the guardian had taken and was very much incensed at his refusal to consent to the marriage. The guardian was very much incensed at his refusal to consent to the marriage. The guardian was very much incensed at his refusal to consent to the marriage.

## WILL WRITE TO FATHER.

With that understanding and with the promise that he would advise Mr. Sloan as soon as he heard from his father, the boy and his intended left the office. The moral connected with this story is very plain. Infants who need the attention of a guardian should be assured that the guardian will do as his request before they ask for his appointment.

## RESIGNATION REJECTED.

In order to relieve the new chairman of the board of public works of any embarrassment which might arise through the city ordinance which provides that the clerk shall be appointed for a term of one year, the resignation of the clerk was rejected. The resignation was tendered by the clerk, but the board of public works refused to accept it, and assured Mr. Williams that his services were very satisfactory and that he would be retained in his position.

## MONDAY IS RULE DAY.

Monday will be rule day in the federal court, and motions will be heard on all cases now pending. As this is the first rule day for some time, a large amount of business is expected to come up for settlement. The court now has under consideration 23 cases in the circuit division and 13 in the district division.

## WILL GIVE CHARACTER BALL.

The Granite stake amusement committee announces a character ball in the stake hall for Friday, Feb. 9, when \$20 in prizes will be given for the best sustained characters. Burlesque and all humorous acts are invited to take part in the character sought to be sustained. The judges are William Bradford, Bishop U. G. Miller and Mrs. Eliza S. Bennion.

## TO FREE HIS CLIENT.

Attorney James F. Smith Applies for Writ of Habeas Corpus.

A petition for a writ of habeas corpus has been filed in the district court by Attorney James F. Smith in behalf of James E. Powell, who is confined in the county jail upon the charge of failing to support his minor child. Powell was sentenced by Justice of the Peace Dan T. Smith to serve 30 days in jail and pay a fine of \$50. The term of imprisonment has expired, but Powell has not paid his fine and his attorney claims that he cannot be imprisoned for a money obligation and upon that ground asks for a writ of habeas corpus.

## BIG MEETING ON TUESDAY NIGHT.

Manufacturers' Association Will Then Take up the Question of Advertising.

## PLAN IS TO SHUT OUT FAKIRS.

Ladies Auxiliary Doing Good Work And Growing in Membership—Plans for Exhibit.

Tuesday evening next the Manufacturers & Merchants' association will hold a meeting in the Commercial club, at which the matter of high handed advertising soliciting will receive general attention, and if an advertising solicitor dares to announce himself as such after the meeting is finished, it will probably mean that his proposition is a pretty good one, and will stand a cross fire of inspection.

This meeting is the first general assembly of the association in several weeks, and it is expected that it will be largely attended. The interest in the proposition up for consideration is widespread among local merchants, and it is probable that a motion will prevail not to give advertising to solicitors without an endorsement from the association unless the scheme is approved, except in the case of the newspapers and well known advertising channels.

## DIRECTORS MEET TONIGHT.

The directors of the association will meet at the headquarters on West Temple street this evening at 8 o'clock to discuss the proposition and to make other plans for the general meeting, and for the excursion to the southern Utah cities which it is planned to make before warm weather sets in.

## AUXILIARY GROWING.

At a meeting of the Ladies Auxiliary held yesterday afternoon, a report of the committee on organization showed that the auxiliary had a membership of over 500 women. On the question of making plans for an exhibit, it was decided to exhibit Utah goods after they had been tested and their purity determined, at a very low rate, and to display their goods that are not in competition with Utah goods, at a slightly higher rate. Any information on this subject will be furnished by Mrs. Lydia D. Alder, chairman of the committee on exhibits, whose address is 237 Fourth street.

## RESOLUTIONS PASSED.

Resolutions were submitted thanking the Keith O'Brien company for the donation of exhibiting space in their store, the Utah Light & Railway company for the donation of a gas range, and the Independent Telephone company for the use of a telephone.

## COL. MILNER HOME.

Returns Much Improved and Talks of Twin Falls Scheme.

Col. S. B. Milner is remaining quietly at his city residence for a few days, after his return from an 11 weeks' absence in Chicago, and said to a "News" reporter today, that he felt very much better after his treatment in Chicago, and believed that it would not be necessary for him to return there. He said the reorganization of the Twin Falls company would be completed Feb. 8, or two days later, when it is anticipated, on account of a death.

The work of developing the great scheme will be at once taken up and pushed, and \$50,000 acres will be brought under irrigation. Col. Milner was feeling very good over the fact that the company is now out of debt, and with the reorganization, everything will be cleared up, and an effective work. Reference has already been made to the fact that the Milner interests have bought out Mr. Buhl of Sharon, Pa., and the other eastern interests.

## SENATE WILL PASS PHILIPPINE TARIFF BILL.

(Special to the "News.")

Washington, D. C., Feb. 3.—The senate will undoubtedly pass the Philippine tariff bill, but its maternal parent will hardly know it when it goes through, if the comments and statements of senators are to be believed. The bill will be so amended as to make it far less objectionable to western senators than it is today. While there are no records of "inaugurated" in the senate, there is at the same time a body of men determined to secure for the sugar growing states of the west and south a large share of the Philippine products that the house bill proposes to give away, and it is in consequence, highly probable that the bill when it leaves the senate, will provide for 40 per cent of McKinley tariff on Philippine products in these three classes instead of 25 per cent. That a bill will go through is certain. But that it will not be a house bill is equally certain. Richard Young of Utah is due to arrive here tomorrow, and will be accorded a hearing in the interests of the sugar producers by the committee next week.

## WEATHER REPORT

Record at the local office of the weather bureau for the 24 hours ending at 6 a. m. today:

Barometer reading 6 a. m., 55.72 inches; temperature at 6 a. m., 24 degrees; maximum 25; minimum 22; mean, 23.5. Total precipitation for the 24 hours ending at 6 a. m., trace. Total precipitation since the first of the month, trace, which is 10 inch below the normal. Average deficiency in precipitation since Jan. 1, 33 inch. Relative humidity, 95 per cent.

## FORECAST TILL 6 P. M. SUNDAY.

Local forecast for Salt Lake City and vicinity: Cloudy and unsettled tonight and Sunday, moderate temperature.

## TODAY'S TEMPERATURE.

6 a. m., 24; 7 a. m., 25; 8 a. m., 26; 9 a. m., 27; 10 a. m., 28; 11 a. m., 29; 12 m., 30; 1 p. m., 31; 2 p. m., 32; 3 p. m., 33; 4 p. m., 34; 5 p. m., 35; 6 p. m., 36; 7 p. m., 37; 8 p. m., 38; 9 p. m., 39; 10 p. m., 40; 11 p. m., 41; 12 m., 42.

## YESTERDAY'S RECORD.

Highest, 36; lowest, 22.

## WARNER RESENTS INSULT BY DALY.

Attorney for Alleged Keeper of Gambling House Threatens to Protect Himself.

## INCIDENT IN POLICE COURT.

Judge Diehl Takes the Matter Under Advice Until Monday Morning at 10 O'Clock.

Whether or not M. H. Wilson is guilty of running a gambling house is a question that will not be decided until next Monday morning at 10 o'clock. At that time, Judge C. B. Diehl, of the criminal division of the municipal court, will render his decision. The case was submitted to him this morning by the prosecution and the defense, but not without heated argument, during which there was a passage at arms between Assistant City Attorney F. J. Daly and Judge Warner, associated with W. T. Gunter, counsel for defense. The argument of the defense was to the effect that the accused had not been proved guilty of "running" a gambling house. The attorney for the defense argued that, if gambling had been going on in the Montana club, it was without the knowledge or consent of the defendant.

## COACHING CHARGED.

Answering this line of argument, Mr. Daly said: "On the first day of the trial, two witnesses testified that they were invited by Wilson to come up into the rooms and gamble."

This statement was denied by Judge Warner.

To Mr. Daly said: "It is true that on the second day no witnesses testified, but that was because they did not have time, on the first day, to be coached."

## WOULD PROTECT HIMSELF.

This assertion was vehemently resented by Judge Warner. The latter demanded that he be protected by the court, saying, with eyes ablaze and fist clenched: "If the court will not protect me, am I prepared to protect myself."

Judge Diehl: "Yes, the court remembers the testimony. I will say that I think the court will protect you, but I am not sure, and that he had no right to make it."

## DALY'S APOLOGY.

"Then, if I am mistaken," said Mr. Daly, "I apologize." Continuing his argument, Mr. Daly said:

"That gambling was going on in these rooms there can be no doubt. The prosecution has proved its case absolutely. The defense has furnished the evidence that gambling was being conducted there. Wilson admitted that he ran the place; that he furnished cigars and chips; that he furnished light and fuel, and that he hired a doorman as a watchman, and that he also hired a 'nigger' porter. In the face of this testimony, can it be said that the gambling which was going on there was without the knowledge of Wilson? I think not. I care not whether the gambling was technical or not; whether it was for cigars or for money, they did gamble, and the city was protected as a watchman, and that he also hired a 'nigger' porter. In the face of this testimony, can it be said that the gambling which was going on there was without the knowledge of Wilson? I think not. 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